

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

CHARLESTON DIVISION

AMERICAN METALS & COAL
INTERNATIONAL, INC.,
a Delaware corporation,

Plaintiff,

v.

CIVIL ACTION NO. 2:05-cv-00822

WHITE MOUNTAIN MINING CO., LLC, et al.,

Defendants.

ORDER AND NOTICE

Pursuant to the *Local District Court Rules*, the court **ORDERS** that the following dates be fixed as the times by or on which certain events must occur:

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| 02/06/06 | Motions under <i>Fed. R. Civ. P.</i> 12(b), together with supporting briefs, memoranda, affidavits or other such matter in support thereof. (All motions unsupported by memoranda will be denied without prejudice pursuant to <i>L.R.</i> 7.1(a).) |
| 03/02/06 | Last day for Rule 26(f) meeting. |
| 03/09/06 | Last day to file report of Rule 26(f) meeting — See <i>L.R.</i> 16.1(b) and <i>Fed. R. Civ. P.</i> Form 35. |
| 03/23/06 | Scheduling/status conference with the court and lead counsel at 11:00 a.m., in Charleston , unless otherwise directed. At the scheduling/status conference, the parties shall be prepared to discuss the following: <ul style="list-style-type: none">(a) the discovery to be completed and the amount of time necessary for its completion;(b) the further formulation and simplification of issues, including possible elimination of claims or defenses;(c) the possibility of entering into stipulations regarding issues for trial;(d) the possibility of obtaining admissions regarding facts and documents; and |

- (e) other matters that will assist the parties in reaching a final resolution of this matter.

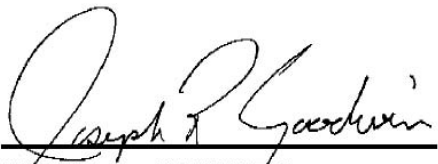
04/03/06 Entry of scheduling order.

04/07/06 Last day to make Rule 26(a)(1) disclosures.

The parties shall provide the court with a courtesy copy of all documents filed.

The court **DIRECTS** the Clerk to send a copy of this Order to counsel of record and any unrepresented party.

ENTER: January 6, 2006



JOSEPH R. GOODWIN
UNITED STATES DISTRICT JUDGE